

CITY COUNCIL  
CITY OF WICHITA  
KANSAS

City Council Meeting  
October 23, 2001, 9:00 A.M.

City Hall  
455 North Main

ORDER OF BUSINESS

- Call to Order
  - Invocation
  - Pledge of Allegiance
  - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Proclamations
  - Pride of the City Award
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PUBLIC AGENDA

- 1. Sybil Strum – Injustice.
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UNFINISHED BUSINESS

- 2. [CON2001-00047](#) – Conditional Use to Permit a Day Reporting Center – Generally Located North of 33<sup>rd</sup> Street North, East of Ohio Avenue. (District VI)

Item deferred from September 25, 2001, City Council meeting.

RECOMMENDED ACTION:   Defer 60 days.

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NEW BUSINESS

- 3. [Vehicle](#) Rental Occupation Tax.

The Vehicle Rental Occupation Tax is proposed that revenues be utilized to further the goals of the Tourism Initiative and designated purposes.

RECOMMENDED ACTION:   Adopt ordinance and authorize expenses for administration of the program.

4. Charter Ordinance Amendment Regarding Municipal Court Judges:

The proposed Charter Ordinance provides annual evaluation of Judges according to procedures established by the City Council.

RECOMMENDED ACTION: Approve first reading of the Ordinance.

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CITY COUNCIL AGENDA

5. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

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CONSENT AGENDA

6. Report of the Board of Bids and Contracts Dated October 22, 2001.

RECOMMENDED ACTION: Receive and file report; approve Contracts;  
authorize necessary signatures.

7. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2001</u>	<u>(Consumption on Premises)</u>
William H. Smith	WSU dba Rhatigan Student Center*	1845 Fairmount
Telesa Avasquez	El Patio Inc.*	424 East Central

\*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

8. Subdivision Plans and Specifications.

- a) Improving and widening Maple from 135th Street West to 119th Street West - north of Kellogg, 135th West to 119th West. (87 N-0195-01/472-83262/706817) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 5/8/2001.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted  
to the Board of Bids by 10:00 a.m.,  
November 27, 2001.

9. Preliminary Estimates:

- a) (Amended) 135th Street West, from ½ mile north of Kellogg to Maple. (472-83062/765578/490-689). Traffic to be maintained during construction using flagpersons and barricades. (District V). Total estimated cost- \$813,000.00.
- b) (Amended) Museum District Boulevard. (472-83228/706795/200-248). Traffic to be maintained during construction using flag persons and barricades. (District VI). Total estimated cost- \$2,800,000.00.
- c) (Amended) Lateral 467, Southwest Interceptor Sewer to serve Shelly's Orchard Addition. (468-83218/743868/480-556). Traffic to be maintained during construction using flag persons and barricades. (District V). Total estimated cost - \$196,880.00.
- d) (Amended) Taft Court, from the north line of Taft to and including the cul-de-sac, West Millbrook Addition. (472-83193/765624/490-735). Traffic to be maintained during construction using flag persons and barricades. (District V). Total estimated cost- \$49,290.00.
- e) (Amended) Lateral 22, Main 13, War Industries Sewer to serve One Kellogg Place 2nd Addition. (468-83225/743871/480-559). Traffic to be maintained during construction using flag persons and barricades. (District II). Total estimated cost - \$242,320.00.
- f) Intersection improvements at 21st Street North and Arkansas Avenue-N/A - 21st Street North and Arkansas. (87 N-0194-01/472-82783/706799/200249) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$969,835.00
- g) Water main replacement at 21st Street North and Arkansas Avenue, N/A - 21st Street North and 89102/636110/771508) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$99,185.00
- h) Parkridge from the north line of Lot 28, Block C, north to the south line of Ryan; Ryan from the east line of 119th Street West, east to the west line of Ryan Place; Ryan Place from the north line of Ryan, north, east, south, and west back to the east line of Ryan; Ryan Courts from the north line of Ryan, north to and including the cul-de-sac, from the south line of Ryan, south and east to and including the cul-de-sac; Parkridge Court from the east line of Parkridge, east to and including the cul-de-sac and; sidewalk on one side of Ryan and Parkridge to serve West Ridge Estates - south of 29th Street North, east of 119th Street West. (472-83235/765691/490802) Does not affect existing traffic. (District V) - \$671,000.00
- i) 34th Street North from a point 600 feet east of the east line of Ridge Road, east to the east line of Lot 15, Block C, Ridge Port North 4th Addition; on Hazelwood, from the south line of the plat, north to the south line of 34th Street North; and on Ridge Port, from the north line of 34th Street North, north to the north line of Lot 10, Block A, Ridge Port North 4th Addition. 34th Court North, from the north line of 34th Street North, north to and including the cul-de-sac; and on Hazelwood Court, from the east line of Hazelwood, east to and including the cul-de-sac. Sidewalk to be constructed along one side of 34th Street North from a point 600 feet east of the east line of Ridge Road, east to the east line of Lot 15, Block C, Ridge Port North 4th Addition; and along one side of Ridge Port, from the north line of 34th Street North, north to the north line of lot 10, Block A to serve Ridge Port North Third and Fourth, Ridge Port North - south of 37th Street North, east of Ridge. (472-83275 / 472-83113/765657 / 765700/490768 / 490811) Does not affect existing traffic. (District V) - \$1,002,000.00
- j) Storm Water Drain 142 & 159 to serve Gateway Center Addition - south of 13th Street North, east of Greenwich. (468-82975 / 468-83208/751295 / 751294/485186 / 485185) Does not affect existing traffic. (District II) - \$357,750.00

(Item 9 continued)

- k) 2001 contract maintenance, South Broadway Bridge over the railroad tracks expansion joint and deck repairs - south of 31st Street South on Broadway. (472-83427/706809/405274) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$140,000.00
- l) Lateral 316, Four Mile Creek Sewer to serve Rocky Creek Second Addition - north of 13th Street North, east of 127th Street East. (468-83325/743886/480574) Does not affect existing traffic. (District II) - \$164,000.00
- m) Storm Water Sewer 541 to serve Ridge Port North Third and Fourth Additions - south of 37th Street North, east of Ridge. (468-83165/751303/485194) Does not affect existing traffic. (District V) - \$398,000.00

RECOMMENDED ACTION: Approve and file.

10. Deeds and Easements:

- a) Sanitary Sewer Easement from the City of Wichita, Kansas, a Municipal Corporation, for a tract located in the NE 1/4 of Section 2, Township 28 South, Range 1 East of the 6th P.M., Sedgwick County, Kansas (Sanitary Sewer NW of 31st S. & Oliver, OCA #622230). No cost to City.

RECOMMENDED ACTION: Accept documents.

11. Petitions for Public Improvements:

- a) Water distribution system to serve Mel Hambelton Addition – east of 119<sup>th</sup> Street West, south of Kellogg. District V)
- b) Sanitary sewer to serve part of Southwest Industrial Addition – north of Pawnee, west of Meridian. (District IV)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

12. Minutes of Advisory Boards/Commissions:

District II Advisory Board, 7-16-2001  
District VI Advisory Board 8-6-2001  
District II Advisory Board, 8-6-2001  
Board of Park Commissioners, 8-20-2001  
District II Advisory Board, 8-20-2001  
Police & Fire Retirement System Board, 8-22-2001  
Wichita Employees Retirement System Board, 8-22-2001  
Alternative Correctional Housing Board, 8-23-2001  
Wichita Airport Advisory Board, 9-4-2001  
Board of Code Standards and Appeals, 9-10-2001  
Board of Electrical Appeals, 9-11-2001  
Library Board of Directors, 9-18-2001  
Design Council, 9-20-2001  
Deferred Compensation Board of Trustees, 9-20-2001  
Board of Appeals of Refrigeration, Air Conditioning, Warm Air Heating and Boilers, 9-27-2001

(Item 12 continued)

Board of Appeals of Plumbers and Gas Fitters, 10-3-2001

RECOMMENDED ACTION: Receive and file.

13. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

14. Agreements/Contracts:

- a) [Supplemental](#) – One Kellogg Place Second Addition – south of Kellogg, east of Greenwich. (District II)
- b) [Kansas](#) Central Railway Right-of-way. (District V)
- c) [Amendment](#) – Edward J. Heath, Jr.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

15. Design Services Agreement:

- a) [Remington](#) Place Addition – east of Webb, south of 21<sup>st</sup>. District II

RECOMMENDED ACTION: Approve Agreement/Contract; authorize necessary signatures.

16. Naming of Selected City Facilities.

RECOMMENDED ACTION: Approve naming of facility.

17. IRB Series IV 2000 Voice Stream – Assignment of Lease.

RECOMMENDED ACTION: Approve assignment of Lease; authorize necessary signatures.

18. Assistance to Firefighters Grant Program Award.

RECOMMENDED ACTION: Approve acceptance of Grant Award; authorize necessary signatures.

19. 2002 Kansas Clicks Special Traffic Enforcement Program.

RECOMMENDED ACTION: Approve acceptance of Grant award; authorize necessary signatures.

20. Transfer of Funds – Water Utility.

RECOMMENDED ACTION: Approve transfer of funds.

21. Property Acquisition:

- a) 1701 East MacArthur. (District III)
- b) Land between Greenwich Road and K-96 in the 1700 Block North – Northeast Sewer Project. (District II)

(Addendum)

- c) Acquisition of Land Near 2300 North Coolidge. (District VI)

RECOMMENDED ACTION: Approve budget and Contract;  
authorize necessary signatures.

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necessary signatures.

22. Sale of 1041 Wabash. (District I)

RECOMMENDED ACTION: Approve sale and Contracts; authorize  
necessary signatures.

23. Second Reading Ordinances: (First read October 16, 2001)

- a) Wichita Public Building Commission (WSU) Refunding Revenue Bonds.

An Ordinance of the governing body of the City of Wichita, Kansas, designating the use of a portion of the special ad valorem tax levy made under the authority of K.S.A. 76-3A07 and Charter Ordinance No. 8, as authorized and permitted by K.S.A. 12-1757, Et Seq., as amended and supplemented by Charter Ordinance Nos. 107, 149 and 162 of the City.

- b) Assessments for fifteen (15) paving, twenty-two (22) water, seventeen (17) sewer, and (three) 3 storm sewer projects in the February 2002 Bond Sale.

- c) Purchase of two (2) replacement trolleys.

An Ordinance determining the necessity for acquiring two new heavy duty trolley buses for the City of Wichita's Metropolitan Transit Authority and providing that the cost of said acquisition shall be paid by the City of Wichita, Kansas, at large through the issuance of General Obligation Bonds of the City of Wichita, Kansas, under the authority of Charter Ordinance No. 143 of the City of Wichita, Kansas.

- d) Employee's Retirement System - transfer of functions between City of Wichita and Sedgwick County – Health Department.

An Ordinance amending Sections 2.28.040, 2.28.120, 2.28.250, 2.28.260 and creating Section 2.28.045 of the Code of the city of Wichita, Kansas, pertaining to other governmental service as it relates to the

Wichita Employees' Retirement System and repealing the originals of said Sections.

(Item 23 continued)

- e) PUD 2001-00003 – Located on the south side of Second Street, east of Sheridan. (District IV)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210, as amended. (PUD 2001-00003)

- f) HPC2001-00117 – Wichita Register of Historic Places Landmark Designation for Edward Michael Kelly Residence at 1711 North Market. (District VI)

An Ordinance designating as a historic landmark certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010 and Section 2.12.1018, as amended.

- g) A01-17 – Located at Southeast Corner of 21st Street North and 127th Street East. (District II)

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto. A01-17

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### PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

- \*24. [SUB2001-00050](#) – Plat of Nies Fourth Addition – on the Northeast Corner of Pawnee and Webb Road. (District II)

RECOMMENDED ACTION: Approve documents and plat; adopt Resolutions; approve first reading of ZON2001-00014 Ordinance; authorize necessary signatures.

- \*25. [A01-19](#) – Annexation of Land at Northeast Corner of Pawnee and Webb Road. (District II)

RECOMMENDED ACTION: Approve annexation and first reading of Ordinance.

Adjournment

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12:00 P.M. COUNCIL MEETING WITH SEDGWICK COUNTY COMMISSION AND U.S.D. 259 SCHOOL BOARD